

## Message Text

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ACTION DLOS-07

INFO OCT-01 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-14 RSC-01

CG-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00

NSC-07 PA-04 PRS-01 SP-03 SS-20 USIA-15 FEA-02 CEQ-02

COA-02 COME-00 EB-11 EPA-04 IO-14 NSF-04 SCI-06

ACDA-19 AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00

OMB-01 OIC-04 TRSE-00 DRC-01 /271 W

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R 032115Z JUL 74

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4481

INFO AMEMBASSY ACCRA

AMEMBASSY BELGRADE

AMEMBASSY BONN

AMEMBASSY CANBERRA

AMEMBASSY DAR ES SALAAM

AMEMBASSY NAIROBI

AMEMBASSY NOUAKCHOTT

AMEMBASSY OSLO

AMEMBASSY SEOUL

AMEMBASSY TEGUCIGALPA

AMEMBASSY YAOUNDE

USMISSION BERLIN

AMCONSUL HONG KONG

USLO PEKING

USUN NEW YORK 614

UNCLAS SECTION 1 OF 2 CARACAS 6117

FROM US DEL LOS

EO 11652: NA

TAGS: PLOS

SUBJECT: LOS: SUMMARY OF GENERAL DEBATE 2 JULY

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1. KENYA. AMB GATERE MAINA OPENED BY CRITIZING EXISTING LAW OF THE SEA AS CHAOTIC AND SERVING ONLY DEVELOPED STATES, AND HE NOTED THAT MORE REALISTIC BALANCE OF INTERESTS IS REQUIRED BETWEEN DC'S AND LDC'S FOR CONFERENCE TO SUCCEED. FREEDOM OF THE SEAS AS A CONCEPT, HE SAID, SIMPLY ALLOWS TECHNOLOGICALLY DEVELOPED STATES TO EXPLOIT RESOURCES WITHOUT CONSIDERATION OF INTERESTS OF OTHERS. MAINA REVIEWED THE DEVELOPMENT OF ECONOMIC ZONE PROPOSALS AND ENDORSED THE EXCLUSIVE 200 MILE ECONOMIC ZONE CONCEPT AS OFFERING THE BEST OPPORTUNITY TO ACCOMMODATE ALL INTERESTS. THE COASTAL STATES WOULD HAVE RIGHTS AND DUTIES WITH REGARD TO PROTECTION OF THE MARINE ENVIRONMENT AND THE CONDUCT OF SCIENTIFIC RESEARCH WHICH "WOULD HAVE TO BE WITHOUT PREJUDICE TO SUCH REQUIREMENT AS FOR AUTHORIZATION, SUPERVISION AND PARTICIPATION BY COASTAL STATES." TO ACCOMMODATE LAND LACKED STATES (LL) MAINA RECOMMENDED OAU DECLARATION WHICH PROVIDES THAT LL'S ARE ENTITLED TO FREE ACCESS TO SEAS AND RIGHT TO SHARE IN EXPLOITATION OF LIVING RESOURCES OF NEIGHBORING ZONES WITHIN SUCH REGIONAL AGREEMENTS AS MAY BE WORKED OUT. HE SAID LDC'S ARE CLAIMING EXCLUSIVE JURISDICTION OVER, BUT NOT EXCLUSIVE USE OF, RESOURCES IN ZONE, AND EXPLOITATION OF PERISH-ABLE RESOURCES BY OTHERS, AFTER PAYING FOR LICENSES, IS IN NATIONAL INTEREST. ON DEEP SEABED KENYA URGES COMPREHENSIVE POWERS FOR INTERNATIONAL MACHINERY TO UNDERTAKE ALL ACTIVITIES OF EXPLORATION AND EXPLOITATION ON ITS OWN OR IN SUCH WAYS WHICH ENSURE DIRECT AND EFFECTIVE CONTROL AT ALL TIMES OVER SUCH ACTIVITIES.

2. MAURITANIA MINISTER OULD CHEIK ABDALLAHI DELIVERED SHORT ADDRESS WHICH STRESSED THAT COASTAL STATE SHOULD HAVE PERMANENT SOVEREIGNTY TO MAXIMUM OF 200 MILES OVER EXPLORATION, EXPLOITATION, SCIENTIFIC RESEARCH AND PROTECTION OF MARINE ENVIRONMENT. COASTAL STATE SOVEREIGNTY EXTENDS TO STRAITS USED FOR INTERNATIONAL NAVIGATION, AND INTERNATIONAL MACHINERY FOR DEEP SEABED MUST EXERCISE STRONG CONTROL TO INSURE BENEFITS TO LDC'S. PROVISIONS OF MORATORIUM RESOLUTION WERE URGED AS WELL AS PROTECTION OF STATES FROM PRICE FLUCTUATIONS DUE TO MINING.

3. WESTERN SAMOA. LEGAL OFFICER NERONI SLADE DELIVERED IMPRESSIVE, LOW KEY ADDRESS ON PROBELMS OF "LEAST DEVELOPED" OF LDC'S AND W. SAMOA'S UNIQUE DEPENDENCE ON SEA AS ONLY HOPE TO BROADEN ECONOMIC BASE. NOTING THEIR HELPLESNESS IN FACE OF DEPLETION OF FISH BY OTHERS W. SAMOA URGES 12 MILE TERRITORIAL SEA AND 200 MILE ECONOMIC UNCLASSIFIED

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ZONE WITH EXCLUSIVE COASTAL STATE JURISDICTION OVER FISH AND POLLUTION STANDARDS. SLADE EMPHASIZED W. SAMOA'S TERRITORIAL PROBELMS WERE UNIQUE, REQUIRE SPECIAL TREATMENT, AND THEY WOULD OPPOSE ANY RESTRICTIVE RULE ON LAND/WATER RATIO.

4. CAMEROON. PAUL ENGO DELIVERED LENGTHY PLENARY ADDRESS URGING NEGOTIATIONS FOR PACKAGE SETTLEMENT THAT WAS OBVIOUSLY INTENDED TO BE HEED BY ALL DELS AS A MAJOR VOICE OF LDC'S. ENGO DIRECTED

SPECIFIC APPEALS TO ALL GROUPS TO ADOPT REASONABLE POSITIONS. AMONG ENGO4S APPEALS WAS FOR THOSE STATES MOST DIRECTLY AFFECTED ON STRAITS ISSUE TO ENTER INTO IMMEDIATE NEGOTIATION SINCE THIS ISSUE CAN ONLY BE RESOLVED BY THEM. REFERRING TO CONCERNS OF LAND LOCKED STATES ENGO URGED FORMALIZING CONCEPTS OF OAU DECLARATION AND APPEALED TO L/L NOT TO COMPLICATE ISSUE THROUGH CONFRONTATION. ENGO STATED LDC COASTAL STATES PROBELMS REQUIRE LOCAL STUDY AND SUGGESTED REGIONAL ARRANGEMENTS MAY OFFER ONLY SOLUTION. ON REVENUE SHARING HE NOTED THAT NO MATTER HOW EQUITABLE IT IS IN FAVOR OF LDC'S IT CAN'T BE ENOUGH TO COMPENSATE FOR FUTURE DAMAGE. INTERESTS AND NEEDS OF LDC'S TRANSCEND MONEY. ENGO APPEALED TO DEVELOPED STATES TO LEAD WITH BENEVOLENCE AND NOT RENEGE ON CONCEPT OF COMMON HERITAGE. IN UNUSUAL DIRECT APPEAL HE ASKED U.S. TO "MAKE BASIC SACRIFICES TO BUILD NEW WORLD THAT YOUR GREAT LEADERS HAVE SOUGHT," AND THEN URGED SOVS AS PROCLAIMED CHAMPION OF LDC'S, TO HELP THEM SATISFY NEEDS. APPEALS FOR SACRIFICE ALSO DIRECTED TO UK, FRANCE, PRC, FRG AND JAPAN, AND ENGO THEN COUNSELED 3RD WORLD TO AVOID ARROGANCES OF COLLECTIVE POWER.

5. GHANA. E.N. MOORE DELIVERED ROUTINE ADDRESS GENERALLY FOLLOWING BASIC OAU POSITIONS. HE STATED LAND LOCKED RIGHTS TO ACCESS TO SEA CAN ONLY BE ADDRESSED IN GENERAL PRINCIPLES TO PERMIT LATER, SEPARATE BILATERAL ARRANGEMENTS. ON PROTECTION OF MARINE ENVIRONMENT, INTERNATIONAL STANDARDS WOULD BE ACCEPTABLE BUT MUST NOT PUT STRENUOUS BURDEN ON ECONOMIES OF LDC'S. MOORE REMINDED PLENARY OF MORATORIUM RES AND URGED STRONG REGIME AND MACHINERY TO EXERCISE EFFECTIVE CONTROL OVER ALL ACTIVITIES IN DEEP SEABED.

6. GDR: DEPUTY FOREIGN MINISTER MOLDT, DISCUSSED NECESSARY ELEMENTS OF COMPROMISE WHICH SHOULD EMERGE IN CONFERENCE. HE HEWED CLOSE TO SOVIET LINE IN IDENTIFYING THESE ELEMENTS:  
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12-MILE TERRITORIAL SEA; FREE PASSAGE THROUGH AND OVER INTERNATIONAL STRAITS CONNECTING AREAS OF HIGH SEAS; 200-MILE ECONOMIC ZONE PROVIDED CERTAIN CONDITIONS MET ON FISHERIES, NON-INTERFERENCE WITH NAVIGATION AND FREEDOM OF SCIENTIFIC RESEARCH. ON FISHERIES, MOLDT PROPOSED ROLE FOR REGIONAL FISHERIES COMMISSIONS TO RECOMMEND OPTIMUM FISHING LEVEL FOR COASTAL STATE AND FOR OTHER STATES ENTITLED TO FISH WITHIN ECONOMIC ZONE. HE ENDORSED IMCO MARINE POLLUTION ACTIVITIES AND CALLED FOR CONFERENCE ACTION TO APPROVE RIGHT OF FREE ACCESS TO THE SEA AND SEABED FOR LANDLOCKED AND GEORGRAPHICALLY DISADVANTAGED STATES.

7. HONDURAS: HONDURAN REP CARIAS EMPHASIEZED TIES BETWEEN LOS CONFERENCE AND INTERNATIONAL EFFORTS TO DEAL WITH WORLD ECONOMIC PROBLEMS. HONDURAS, HE NOTED, IGNED SANTO DOMINGO

DECLARATION AND SUPPORTS PARTRIMONIAL SEA CONCEPT. TURNING TO ISSUES OF SPECIFIC IMPORTANCE TO HONURAS, CARIAS ARGUED THAT GULF OF FONSECA SHOULD BE CONSIDERED AS INTERNAL WATERS OF ITS LITTORAL STATES AND ITS CLOSING LINE SHOULD FORM BASELINE FOR DETERMINING JURISDICTION OF RESPECTIVE COASTAL STATES. ADDITIONALLY, HONDURAN ISLANDS IN CARIBBEAN SHOULD BE CONSIDERED ARCHIPELAGO. SCIENTIFIC RESEARCH CARIAS ADDED, SHOULD BE ENCOURAGED, BUT SUBJECT TO COASTAL STATE RIGHTS IN ECONOMIC ZONE. HE CONCLUDED WITH ENDORSEMENT OF NEED FOR DISPUTE SETTLEMENT MACHINERY.

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OMB-01 OIC-04 TRSE-00 DRC-01 /271 W

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R 032115Z JUL 74

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4482

INFO AMEMBASSY ACCRA

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FROM US DEL LOS

8. NORWAY: MINISTER OF COMMERCE AND SHIPPING JENS EVENSEN  
IN IMPORTANT STATEMENT SAID SUCCESSFUL CONCLUSION TO LOS  
NEGOTIATIONS IS URGENT BECAUSE OF THREAT TO MARINE ENVIRON-  
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MENT AND ITS RESOURCES CREATED BY MODERN TECHNOLOGY AND  
BECAUSE OF DANGERS OF INTERNATIONAL CONFLICT ARISING OVER  
OCEAN JURISDICTION. HE DESCRIBED PACKAGE APPROACH AS ONLY  
POSSIBLE WAY OF DEALING WITH SUBSTANTIVE CONFERENCE ISSUES  
AND NOTED THAT SUCH A PACKAGE SHOULD INCLUDE FOLLOWING:  
(A) 12-MILE TERRITORIAL SEA; (B) INNOCENT PASSAGE IN  
TERRITORIAL SEA; )C) SPECIAL REGIME OF UNIMPEDED PASSAGE IN  
STRAITS; )D) ESTABLISHMENT OF ECONOMIC ZONE UP TO 200 MILES  
IN WIDTH IN WHICH COASTAL STATE WOULD HAVE SOVEREIGN RIGHTS  
OVER RENEWABLE AND NON-RENEWABLE NATURAL RESOURCES AND IN  
WHICH THERE WOULD BE FREEDOM OF NAVIGATION AND OVERFLIGHT;  
(E) RETENTION OF CONTINENTAL SHELF CONCEPT BUT WITH REPLACE-  
MENT OF CURRENT EXPLOITABILITY CRITERION WITH PRECISE  
DELIMINATION CRITERION;  
(F) RECOGNITION OF SPECIAL RIGHTS AND NEEDS  
OF ARCHIPELAGO STATES COUPLED WITH RECOGNITION OF RIGHT  
OF INTERNATIONAL NAVIGATION THROUGH SUCH WATERS; (G)  
SPECIFIC AND DETAILED PROVISIONS ON MARINE POLLUTION TO  
TRANSFORM STOCKHOLM RECOMMENDATIONS INTO BINDING LEGAL  
NORMS; (H) ESTABLISHMENT OF INTERNATIONAL REGIME AND  
MACHINERY FOR DEEP SEABED; (I) HIGH SEAS REGIME INSURING  
FREEDOM OF NAVIGATION AND DEALING WITH RESOURCE MANAGEMENT  
ASPECTS OF RENEWABLE AND NON-RENEWABLE RESOURCES; (J)  
PRINCIPLES GOVERNING ACCESS TO SEA FOR LANDLOCKED STATES  
AND RELATED PROBLEMS.

9. AUSTRALIA: MINISTER FOR FOREIGN AFFAIRS WILLESEE  
STATED LOS CONFERENCE SHOULD REAFFIRM  
COASTAL STATE TITLE TO RESOURCES OF CONTINENTAL MARGIN.  
HE ALSO ENDORSED REASONABLE ARCHIPELAGO CONCEPT;  
ECONOMIC ZONE OF UP TO 200 MILES; COASTAL STATE  
MANAGEMENT OF FISHERIES STOCKS WITHIN ZONE PLUS OBLIGATION  
TO PERMIT ACCESS TO FOREIGN FISHERMEN IF COASTAL STATE NOT  
HARVESTING ALL OF OPTIMUM YEILD; CONFIERENCE ACTION TO  
DEAL WITH ALL SOURCES OF MARINE POLLUTION, WITH COASTAL  
STATE ENFORCEMENT AUTHORITY TO ECONOMIC ZONE AND RESIDUAL  
COASTAL STATE RIGHT TO SUPPLEMENT INTERNATIONAL STANDARDS  
IN SPECIAL CIRCUMSTANCES. WILLESEE EXPRESSED SYMPATHY WITH

GOAL OF REEDOM SCIENTIFIC RESEARCH, BUT ADDED THAT COASTAL STATES MUST BE ABLE TO SEE THAT THEIR INTERESTS ARE NOT HARMED BY SUCH RESEARCH IN TERRITORIAL SEA OR ECONOMIC UNCLASSIFIED

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ZONE. ON DEEP SEABEDS, HE SUPPORTED DIRECT EXPLOITATION BY AUTHORITY, AS WELL AS BY QUALIFIED APPLICANTS.

10. REPUBLIC OF KOREA: ROK REPRESENTATIVE SONG CALLED FOR CREATION OF A NEW INTERNATIONAL ORDER FOR THE OCEANS DESIGNED TO SERVE INTERESTS OF ALL. SOUTH KOREA, HE SAID, SUPPORTS ESTABLISHMENT OF AN EXCLUSIVE ECONOMIC ZONE OF UP TO 200 MILES, WITH ACCESS PROVISIONS FOR DISTANT WATER FISHING NATIONS ON NON-DISCRIMINATORY BASIS AND UNDER REASONABLE CONDITIONS. SONG EXPRESSED APPROVAL OF IDEA THAT ALL STATES SHOULD EXERCISE JURISDICTION TO EDGE OF CONTINENTAL MARGIN AND VIEW THAT NEW LOS REGIME SHOULD NOT AFFECT ACQUIRED RIGHTS. ON DEEP SEABEDS HE ADVOCATED INTERNATIONAL MACHINERY WITH COMPREHENSIVE POWERS REGARDING EXPLORATION AND EXPLOITATION ACTIVITIES. FINAL PART OF STATEMENT DEVOTED TO REBUTTING NORTH KOREAN CHARGES AGAINST ROK MADE IN PLENARY JUNE 28.

11. TANZANIA: TANZANIAN REP WARIOBA CRITICIZED CERTAIN DOGMAS FROM PAST WHICH SUFFUSE LOS NEGOTIATIONS. AMONG THESE HE CITED FREEDOM OF THE SEA WHICH HE DESCRIBED AS HAVING MEANT FREEDOM FOR FEW TO DEPLOY MILITARY FORCES, TO DEplete MARINE RESOURCES AND TO POLLUTE THE OCEANS. WARIOBA ALSO DESCRIBED TERM "INTERNATIONAL COMMUNITY INTERESTS" AS HAVING BEEN USED AS COVER FOR EXCESSES OF DEVELOPED COUNTRIES. THOUGH CONF HAS AGREED TO GENTLEMAN'S AGREEMENT, IT SHOULD NOT PRODUCE "GENTLEMAN'S TREATY" BUT RATHER PEOPLE'S TREATY IN INTERESTS OF ALL. HE DWELT ON TANZANIAN CONCEPT OF ECONOMIC ZONE, WHICH HE SAID PLACED HEAVY MANAGEMENT BURDEN ON COASTAL STATES. EXERCISE OF THIS BURDEN WOULD ENTAIL PROTECTION OF FISH STOCKS FROM CURRENT OVER-EXPLOITATION BY DISTANT WATER STATES, JUSTIFICATION OVER MARINE POLLUTION AND CONTROL OVER SCIENTIFIC RESEARCH. WARIOBA CRITICIZED PERFORMANCE OF EXISTING FISHERIES COMMISSIONS AS BEING INEFFECTIVE IN PROMOTING SOUND CONSERVATION PRACTICES AND ARGUED AGAINST EXCEPTION FOR HIGHLY MIGRATORY SPECIES. WARIOBA NOTED THAT TANZANIA VIEWS ON DEEP SEABED WERE WELL KNOWN AND FAVORED AGREEMENT ON RIGHT OF ACCESS OF LAND-LOCKED STATES TO LIVING AND NON-LIVING RESOURCES.

MONGOLIAN REP MADE BRIEF STATEMENT ON ITS VIEWS ON KEY UNCLASSIFIED

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LOS ISSUES, EXPRESSING SUPPORT FOR 12-MILE TERRITORIAL SEA AND 200-MILE ECONOMIC ZONE. ON STRAITS, MONGOLIA STATED SUPPORT FOR FREEDOM OF TRANSIT WHICH PRESENTLY EXISTS IN INTERNATIONAL STRAITS. HE URGED THAT CONF AGREE ON PROVISION GUARRANTEERING ACCESS OF LAND-LOCKED COUNTRIES TO THE SEA. MONGOLIAN REP STATED THAT LAND-LOCKED STATES HAVE EQUAL RIGHTS WITH OTHER STATES TO USE HIGH SEAS AND URGED THAT THE RIGHTS MUST BE SPELLED OUT IN SINGLE, COMPREHENSIVE LOS TREATY.

YUGOSLAV REP (VRATUSA) MADE A GENERAL STATEMENT ON LOS ISSUES. ON STRAITS HE SAID THERE IS NEED TO STRIKE BALANCE BETWEEN NEEDS OF COASTAL AND OTHER STATES AND EXPRESSED SUPPORT FOR "UNIMPEDED TRANSIT." HE PROPOSED THAT CONVENTION CONTAIN GENERAL PRINCIPLES OF RIGHT OF ACCESS OF LAND-LOCKED STATES BUT LEAVE SPECIFIC MEANS TO BE WORKED OUT BILATERALLY. HE SPOKE IN FAVOR OF A STRONG ROLE FOR SEABED AUTHORITY.  
STEVENSON

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Copy:** SINGLE  
**Draft Date:** 03 JUL 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
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**Original Handling Restrictions:** n/a  
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**Original Previous Handling Restrictions:** n/a  
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**Subject:** LOS: SUMMARY OF GENERAL DEBATE 2 JULY UNCLASSIFIED  
**TAGS:** PLOS, PBOR, PFOR, XX, CARACAS  
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**Type:** TE  
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